(16) (15)

WA - 194/2007

HIGH COURT OF CHHATTISGARH AT BILASPUR

DIVISION BENCH

CORAM: HON'BLE SHRI JAGDISH BHALLA, Ag. CJ. &
HON'BLE SHRI DILIP RAOSAHEB DESHMUKH, J.

Writ Appeal (PR) No. 5390 of 2007

APPELLANT (Respondent No.3) : Shri Harish Bhatia, aged about 60 years, S/o Shri S.R. Bhatia Assistant Engineer & Attached Officer E&M H.E.M. Division Water Resources Department Govt. of Chhattisgarh Bilaspur(C.G.)

Versus

RESPONDENTS:

1. State of Chhattisgarh Through Principal Secretary Water Resources Department, Government of Chhattisgarh D.K.S. Bhawan, Raipur (C.G.)
2. Shri S.K. Uchariya Executive Engineer E&M E&M H.E.M. Division Water Resources Department Government of Chhattisgarh Bilaspur (C.G.)
3. Prem Prakash Arjariya, S/o Late Shri J.P. Argariya, aged about 57 years, Sub Divisional Officer (Current Charge) E&M F.O.M., Sub Division W.R.D. Bilaspur (C.G.)

Writ appeal under Section 2(1) of the Chhattisgarh High Court (Appeal to Division Bench) Act, 2006

Present : Shri Dinesh R.K. Tiwari, counsel for appellant.
Shri Prashant Mishra, Additional Advocate General with Shri UNS Deo, Government Advocate for the State.
Shri V.G. Tamaskar, counsel for the respondent No.3.

ORAL ORDER
(Passed on 14th August, 2007)

The following oral order of the Court was passed by

Hon'ble Jagdish Bhalla, Ag. C.J. :

Heard learned counsel for the parties.

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Learned counsel for respondent No.3 indicates that the matter is listed for final hearing in the month of September before Hon'ble Single Judge.

Due to heavy rush of work we find at times that the final hearing matters are deferred, specially before the Hon'ble Single Judge. Learned counsel for the appellant informs that he will file an application for vacating stay and response within two days in the writ petition pending before the Hon'ble Single Judge. Let the rejoinder be filed thereafter within three days. If an application for stay vacation is moved, let it be listed before the Hon'ble Single Judge on 23rd August, 2007 with a request to Hon'ble Single Judge to take up the matter on priority basis as the appellant is going to retire on 31st October, 2007.

With these observations, the writ appeal stands disposed of.

Acting Chief Justice

Sd/-
Dilip Raosaheb Deshmukh
Judge

bbu